

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

VISION SERVICE PLAN,

NO. CIV. S-04-1993 LKK/JFM

Plaintiff,

v.

O R D E R

UNITED STATES OF AMERICA,

Defendant.

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The court is in receipt of defendant's motion for leave to file a sur-reply, construed as an ex parte application. So construed, the application is denied.

IT IS SO ORDERED.

DATED: November 3, 2005.

/s/Lawrence K. Karlton

LAWRENCE K. KARLTON

SENIOR JUDGE

UNITED STATES DISTRICT COURT